



Atty. Dkt. No. 017447-0194

IB AFQ

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Koichi WATANABE et al.

Title: SPUTTERING TARGET AND PROCESS FOR PRODUCING Si OXIDE FILM THEREWITH

Appl. No.: 10/573,406

International 9/22/2004

Filing Date:

371(c) Date: 3/27/2006

Examiner: Jason Berman

Art Unit: 1795

Confirmation 2973

Number:

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated June 22, 2010, finally rejecting Claims 1, 3, 10, 11 and 14.

[X] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[X] Notice of Appeal Fee

[X] To be paid as detailed below

12/22/2010 AWONDAF1 00000039 10573406

01 FC:1401
02 FC:1252

540.00 OP
620.00 OP

The required fees are calculated below:

<input checked="" type="checkbox"/>	Notice of Appeal Fee	\$540.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$1,110.00
<input checked="" type="checkbox"/>	Extension Already Obtained for second month:	\$490.00
	FEE TOTAL:	\$1,160.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):	\$0.00
	TOTAL FEE:	\$1,160.00

A credit card payment form in the amount of \$1,160.00 is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16, 1.17 and 41.20, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date December 21, 2010

By 

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: 202-295-4011
Facsimile: 202-672-5399

Pavan K. Agarwal
Attorney for Applicant
Registration No. 40,888

Kevin L. McHenry
Attorney for Applicant
Registration No. 62,582